

Stephen H.M. Bloch #7813
Tiffany Bartz # 12324
SOUTHERN UTAH WILDERNESS ALLIANCE
425 East 100 South
Salt Lake City, UT 84111
Telephone: (801) 486-3161

Walton Morris (*pro hac vice*)
MORRIS LAW OFFICE, P.C.
1901 Pheasant Lane
Charlottesville, VA 22901
Telephone (434) 293-6616

Sharon Buccino (*pro hac vice*)
NATURAL RESOURCES DEFENSE COUNCIL
1200 New York Ave., NW, Suite 400
Washington, DC 20005
Telephone: (202) 289-6868

FILED

MAY 19 2010

**SECRETARY, BOARD OF
OIL, GAS & MINING**

**BEFORE THE BOARD OF OIL, GAS AND MINING
DEPARTMENT OF NATURAL RESOURCES
STATE OF UTAH**

UTAH CHAPTER OF THE SIERRA CLUB,
et al.,

Petitioners,

Docket No. 2009-019

Cause No. C/025/0005

DIVISION OF OIL, GAS AND MINING,
Respondent, and

ALTON COAL DEVELOPMENT, LLC, and
KANE COUNTY, UTAH,
Intervenors-Respondents.

**PETITIONERS' LIST OF EXHIBITS FOR HEARING TO BE HELD MAY 21-22,
2010**

Pursuant to agreement of counsel, Utah Chapter of the Sierra Club ("Sierra Club"), Southern Utah Wilderness Alliance ("SUWA"), Natural Resources Defense Council ("NRDC"), and National Park Conservation Association ("NPCA") (collectively

“Petitioners”) submit the following list of additional exhibits to be presented at the evidentiary hearing to be held on May 21-22, 2010. In an effort to reduce the number of exhibits filed between all parties, Petitioners have eliminated exhibits that appear, based on the provisional exhibit lists filed by all parties on May 17, 2010, to be duplicative of exhibits filed by the Division of Oil, Gas, and Mining. Petitioners reserve the right to supplement this list if the exhibits filed by the Division of Oil, Gas, and Mining do not include the portions that Petitioners intended to offer as exhibits for the May 21-22 hearing. The exhibits provided by Petitioners for the April 29-30, 2010 hearing were numbered 1-30. The numbering for the following exhibits will accordingly begin at 31.

31. Excerpts from the October 15, 2009 CHIA (2009, Outgoing, 10192009, 0001.pdf, PDF pages 174, 211-215)
32. Excerpted pages from Waddell and others, 1981 (Waddell, K.M., Kidd M., Contratto, P.K., Sumsion, C.T., and Butler, J.R., Hydrologic Reconnaissance of the Wasatch Plateau-Book Cliffs coal fields area, Utah. Series in U.S. Geological Survey Water-Supply Paper 2068. Washington, D.C: Government Printing Office, 1981.)
33. Hydrographs for Selected Wasatch Plateau Streams (Cottonwood Creek, USGS 09324500; Ferron Creek, USGS 09326500; Huntington Creek, USGS 09318000; and Muddy Creek, USGS 09330500)
34. Excerpts from the Utah Coal Rules (R645-100-200, R645-301-620, R645-301-720, R645-301-730, R645-301-750, R645-302-320)


35. Figure 21 Approximate extent of alluvial sediments and shallow groundwater flow directions in the proposed Coal Hollow Mine permit and adjacent area (MRP, Volume 7, page 238)
36. Figure 19 Surface-water drainages in the proposed Coal Hollow Mine permit and surrounding area (MRP, Figure 19)
37. November 9, 1987 DOGM Internal Memo on AVF
38. February 8, 1988 DOGM Initial Completeness Review (Excerpts)
39. Appendix 7-7 Supplemental Alluvial Floor Information (MRP, Volume 8, pages 4, 11-15, 41-44)
40. Appendix 7-1 Investigation of Groundwater and Surface-Water (MRP, Volume 7, pages 135, 186-188)
41. Geologic Map (MRP, Geologic Map)
42. Geologic Map Plate 2 (MRP, Geologic Map Plate 2)
43. Appendix 6-3 Geologic map of the Alton, Utah 7.5 minute quadrangle (Tilton, 2001) (MRP, Volume 6, pages 170, 171, 176, 177, 183, 186)
44. Drawing 6-1 Geologic Map (MRP, DWG-6-1)
45. Figure 12 Monitoring well locations (MRP Volume 7, page 205)
46. Peterson Field Notes 2007 1st Quarter 2007, pp. 3-12
47. Drawing 2-1 Soil Survey Map (MRP, DWG 2-1)
48. Soils map interpretation – Elliott Lips
49. Appendix 2-1 Order 2 Soil Survey (MRP, Volume 1, pages 226, 341, 345, 351, 353, 355, 357, 359, 367, 369, 371, 373, 375, 377, 379, 383)
50. Appendix 7-7, Figure 6 Cross Sections (MRP, Volume 8, pages 4, 96-102)

51. Drawing Plate 4. July 15, 2006 Aerial Flight Photo (2008 Incoming, 12182008)
52. Drawing Plate 3. November 2, 2007 Aerial Flight Photo (2008 Incoming, 12182008)
53. Plate 1 Locations of stream channel segments in the Coal Hollow Project area (MRP Volume 8, page 130)
54. Map of Waypoints from Elliott Lips's May 2010 Site Inspection
55. Photographs from Elliott Lips's May 2010 Site Inspection
56. Smith Exhibit 24. March 30, 2009 Technical Memorandum (Pages 1, 18-21).
57. Smith Exhibit 25. October 15, 2009 Technical Memorandum (Pages 1, 13)
58. October 15, 2009 Technical Analysis, Cover page and pgs 31-52 (2009, Outgoing, 10192009, 0001.pdf, pages 21, 55-76)
59. Lower Robinson Creek drainage basin map – Elliott Lips
60. Drawing 5-3 Facilities & Structures Layout (MRP, DWG 5-3)
61. Peterson Exhibit 12. MRP Chapter 7, page 6.
62. West Block Surface Water Monitoring Stations – Alton Coal Project, received by DOGM December 22, 1985
63. Photographs from Elliott Lips's May 2010 Site Inspection
64. OSM Preamble September 26, 1983 (48 Fed. Reg. 43,956, 43,961-62)
65. MRP Appendix 6-4 Core drilling results and borehole locations (MRP, Volume 6, pages 195-207)
66. Peterson Exhibit 10. MRP Table 1 Spring and seep locations and details
67. Bald Knoll Geologic Map – Lips Exhibit

68. Excerpts from Chapter 7 of the MRP (MRP, Volume 7, pgs 10, 12, 30-33, 156, 158)
69. Excerpts from the October 15, 2009 Technical Analysis (2009, Outgoing, 10192009, 0001.pdf, pages 21, 85-88, 90, 92, and 159)
70. Excerpts from the October 15, 2009 Cumulative Hydrologic Impact Assessment (CHIA) (2009, Outgoing, 10192009, 0001.pdf, PDF pages 174, 190-193, 205-206)
71. Photographs from Elliott Lips's May 2010 Site Inspection
72. Professional Resume of Elliott Lips

Dated: May 19, 2010

Respectfully submitted,
By:


Attorneys for Utah Chapter of the
Sierra Club, *et al.*

Stephen H.M. Bloch #7813
Tiffany Bartz #12324
SOUTHERN UTAH
WILDERNESS ALLIANCE
425 East 100 South
Salt Lake City, UT 84111
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MORRIS LAW OFFICE, P.C.
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Washington, DC 20005
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CERTIFICATE OF SERVICE

I hereby certify that on the 19th day of May, 2010, I served a true and correct copy of **PETITIONERS' LIST OF EXHIBITS FOR HEARING TO BE HELD MAY 21-22, 2010** to each of the persons listed below via e-mail transmission.

Denise Dragoo, Esq.
James P. Allen, Esq.
Snell & Wilmer, LLP
15 West South Temple, Suite 1200
Salt Lake City, UT 84101
ddragoo@swlaw.com / jallen@swlaw.com

Bennett E. Bayer, Esq. (*Pro Hac Vice*)
Landrum & Shouse LLP
106 West Vine Street, Suite 800
Lexington, KY 40507
bbayer@landrumshouse.com

Steven Alder, Esq.
Utah Assistant Attorney General
1594 West North Temple
Salt Lake City, UT 84114
stevealder@utah.gov

Michael Johnson, Esq.
Assistant Attorney General
160 East 300 South, 5th Floor
P.O. Box 140857
Salt Lake City, UT 84114-0857
mikejohnson@utah.gov

Jim Scarth, Esq.
Deputy Kane County Attorney
76 North Main Street
Kanab, UT 84741
mackeybridget@hotmail.com

